

● ORIGINAL ●

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TERRANCE MONTAGUE,
Plaintiff

v.

ROBERT W. MEYERS, et al.,
Defendants

No. 1:CV-00-0895

(Magistrate Judge Smyser)

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1/18/02
FILED
HARRISBURG, PA

JAN 17 2002

MARY E. D'ANDREA, CLERK
PER
DEPUTY CLERK

led
FILED
HARRISBURG, PA

JAN 16 2002

MARY E. D'ANDREA, CLERK
PER
Deputy Clerk

DOCUMENTS IN SUPPORT OF DEFENDANTS
MEMORANDUM OF LAW IN OPPOSITION TO
PLAINTIFF'S PETITION FOR WRIT OF HABEAS
CORPUS AD TESTIFICANDUM NUNC PRO TUNC

Respectfully submitted,

D. MICHAEL FISHER
Attorney General

By: MARYANNE M. LEWIS
Deputy Attorney General

SUSAN J. FORNEY
Chief Deputy Attorney General
Chief, Litigation Section

Office of Attorney General
15th Flr., Strawberry Sq.
Harrisburg, PA 17120
FAX: (717) 772-4526
Direct Dial: (717) 787-9719
DATE: January 16, 2002

APPENDIX A

Exhibit A
①

USER ID: U013259
 TERM ID: 5C12
 SESSION: 1

PA DEPT. OF CORRECTIONS
 INMATE BED ASSIGNMENT SYSTEM
 INMATE CONTACT HISTORY

PRODUCTION
 DATE: 1/
 TIME: 11:

DCN: BZ2761 NAME: MONTAGUE, TERRANCE

RACE: B SEX: M SID: 2080699 1

PHILA PHOTO: 716151

SSN1: 202-

DOB: 3/10/1971 PBPP:

PITTS PHOTO:

SSN2:

INMATE NUMBER	HOUSING LOCATION	HOUS STAT	SEC/CUST LEVEL	DATE IN	TIME IN	DATE OUT
DZ4826	ROC A A 2041	2	3/3	11/29/1999	11:28	3/25/2000
BK2409	ROC A A 2017	1	3/3	10/13/1999	09:40	12/27/1999
*AS1307	ROC A A 2017	2	3/2	10/13/1999	09:38	1/04/2000
CZ1789	ROC D A 1039	1	RHU 3/5	11/24/1999	11:21	11/29/1999
DS4654	ROC D A 1039	2	RHU 3/5	11/24/1999	15:36	11/29/1999
AY7228	ROC D A 2022	2	3/3	7/12/1999	20:52	7/22/1999
CJ4504	ROC D A 2022	1	3/2	7/12/1999	20:52	2/22/2000
AS0679	ROC D A 3031	2	3/3	7/12/1999	20:52	7/19/1999
AY7228	ROC D A 3031	1	3/3	7/22/1999	12:40	10/06/1999
AJ1623	016 V1 08 BUS		2	5/19/1999	12:14	5/19/1999

F1 LOGOFF, F6 HELP, F18 (SHIFT/F6) FUNCTION KEY LIST

USER ID: U013259
 TERM ID: 5C12
 SESSION: 1

PA DEPT. OF CORRECTIONS
 INMATE BED ASSIGNMENT SYSTEM
 INMATE CONTACT HISTORY

PRODUCTION
 DATE: 1/
 TIME: 11:

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DCN: BZ2761 NAME: MONTAGUE, TERRANCE
 RACE: B SEX: M SID: 2080699 1 PHILA PHOTO: 716151 SSN1: 202-
 DOB: 3/10/1971 PBPP: PITTS PHOTO: SSN2:

INMATE NUMBER	HOUSING LOCATION	HOUS STAT	SEC/CUST LEVEL	DATE IN	TIME IN	DATE OUT
**AY8726	ROC A A 3032	2	3	7/12/1999	20:52	5/05/2000
DM8173	ROC G B 1012	2	RHU 5/5	4/18/2000	11:39	5/12/2000
DM8173	ROC G B 1012	2	RHU 5/5	4/18/2000	11:39	5/12/2000
DN7579	ROC A A 3018	2	3/2	10/18/1999	14:15	4/05/2000
DF7939	ROC A A 5014	2	3/2	2/29/2000	10:54	4/13/2000
DF7939	ROC A A 5018	1	3/2	2/04/2000	10:57	2/17/2000
DF7939	ROC A A 5018	2	3/2	2/17/2000	08:51	2/29/2000
CM2592	ROC A A 5018	1	3/4	1/26/2000	11:16	2/03/2000
DF7939	ROC A A 5018	1	3/2	2/04/2000	10:57	2/17/2000
DM3929	ROC A A 2041	1	3/4	2/03/2000	09:30	3/21/2000

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F1 LOGOFF, F6 HELP, F18 (SHIFT/F6) FUNCTION KEY LIST

USER ID: U013259
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PA DEPT. OF CORRECTION
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RACE: B SEX: M SID: 2080699 1 PHILA PHOTO: 716151 SSN1: 202-
 DOB: 3/10/1971 PBPP: PITTS PHOTO: SSN2:

INMATE NUMBER	HOUSING LOCATION	HOUS STAT	SEC/CUST LEVEL	DATE IN	TIME IN	DATE OUT
DQ2766	ROC G B 1011 2	RHU	5/5	6/28/2000	09:10	7/11/2000
DY0663	ROC G B 1011 1	RHU	5/5	6/28/2000	08:35	7/12/2000
BU6982	ROC G B 1011 2	RHU	5/5	5/02/2000	09:48	5/23/2000
EG2626	ROC G B 1011 1	RHU	5/5	5/15/2000	12:20	6/02/2000
EA4060	ROC G B 1011 2	RHU	5/5	6/13/2000	12:21	6/28/2000
CY6468	ROC A A 1032 1		3/3	2/23/2000	10:12	5/04/2000
AS0679	ROC A A 1032 2		3/3	5/04/2000	11:26	5/11/2000
EC4895	ROC A A 1032 1		3/3	5/23/2000	11:16	6/30/2000
** BW1477	ROC A A 1038 1		3/3	3/22/2000	13:39	5/03/2000
** BW1477	ROC A A 1038 2		3/3	5/03/2000	09:15	6/10/2000

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F1 LOGOFF, F6 HELP, F18 (SHIFT/F6) FUNCTION KEY LIST

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PHILA PHOTO: 716151

SSN1: 202-

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PITTS PHOTO:

SSN2:

INMATE NUMBER	HOUSING LOCATION	HOUS STAT	SEC/CUST LEVEL	DATE IN	TIME IN	DATE OUT
DL5722	016 V1 05 BUS		2	12/27/2000	09:54	12/27/2000
DV8619	016 V1 06 BUS		2	12/27/2000	09:54	12/27/2000
DV8619	ROC 3 C 1012 2	MHU	3/2	12/26/2000	20:19	12/27/2000
DY2168	ROC G B 1001 2	RHU	5/5	10/11/2000	13:31	11/16/2000
EV6212	ROC D A 1039 1	RHU	3/5	9/22/2000	09:24	10/05/2000
BG2850	ROC D A 1039 2	RHU	3/5	10/09/2000	11:06	10/11/2000
**AM9438	ROC A A 1037 2		3/3	5/26/2000	08:40	7/31/2000
AY8458	ROC A A 1037 2		3/3	9/07/2000	08:58	9/18/2000
AY8458	ROC A A 1037 2		3/3	9/18/2000	15:46	9/25/2000
EA4060	ROC G B 1011 2	RHU	5/5	6/13/2000	12:21	6/28/2000

F1 LOGOFF, F6 HELP, F18 (SHIFT/F6) FUNCTION KEY LIST

USER ID: U013259

PA DEPT. OF CORRECTIONS

PRODUCTION

TERM ID: 5C12

INMATE BED ASSIGNMENT SYSTEM

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DOB: 3/10/1971 PBPP:

PITTS PHOTO:

SSN2:

INMATE NUMBER	HOUSING LOCATION	HOUS STAT	SEC/CUST LEVEL	DATE IN	TIME IN	DATE OUT
DX9609	ROC B A 1041 2		3/2	5/10/2001	14:55	7/16/2001
EA8060	ROC G A 1017 1	RHU	5/5	3/16/2001	11:57	4/02/2001
EA8060	ROC G A 1017 2	RHU	5/5	4/02/2001	15:15	4/03/2001
DW4418	ROC G A 1017 2	RHU	5/5	4/03/2001	09:08	5/29/2001
EK5203	ROC G B 1010 2	RHU	5/5	3/13/2001	10:36	3/15/2001
DK5967	ROC G B 1010 2	RHU	5/5	3/19/2001	10:01	4/03/2001
DT2947	ROC G B 1010 1	RHU	5/5	2/12/2001	09:12	4/09/2001
BS9334	ROC A A 1019 1		3/4	11/08/2000	10:24	2/23/2001
BS9334	ROC A A 1019 2		3/3	2/23/2001	14:02	3/21/2001
BQ8377	010 V1 01 BUS		2	12/27/2000	12:48	12/27/2000

F1 LOGOFF, F6 HELP, F18 (SHIFT/F6) FUNCTION KEY LIST

ROCKVIEW

Fax: 814-355-0000

INMATE BED ASSIGNMENT SYSTEM

RUN: 00000000

OUTER SERVICES

INMATE CELL HISTORY

DATE: 6/29/2001

NOTE PRINT TIME 9:38

INMATE NUMBER: BZ2761

PAGE: 1

INMATE NAME: MONTAGUE, TERRANCE

LOC	BLDG	SECT	CELL DORM	BED NUM	HOUS STAT	SEC LVL	CUST LVL	DATE IN	DATE OUT
			HOLD					8/31/1998	5/19/1999
GRE			BUS				4	5/19/1999	5/19/1999
029	B1	03	HOLD				4	5/19/1999	5/19/1999
SMI			BUS				4	5/19/1999	5/19/1999
016	V1	10	HOLD				4	5/19/1999	7/12/1999
ROC			3031	1		3	4	7/12/1999	7/22/1999
ROC	D	A	2022	2		3	4	7/22/1999	11/29/1999
ROC	D	A	1039	1	RHU	3	5	11/29/1999	11/29/1999
ROC	D	A	1001	1	INF	5	3	11/29/1999	12/03/1999
ROC	3	B	1001	1	RHU	5	5	12/03/1999	12/06/1999
ROC	G	A	1022	1	RHU	5	5	12/06/1999	12/27/1999
ROC	G	B	2017	1		3	3	12/27/1999	1/04/2000
* ROC	A	A	1040	1	RHU	3	5	1/04/2000	1/05/2000
ROC	D	A	1024	1	RHU	5	5	1/05/2000	2/01/2000
ROC	G	B	2041	1		3	4	2/01/2000	2/03/2000
ROC	A	A	HOLD					2/03/2000	2/03/2000
ROC			5018	2		3	4	2/03/2000	2/17/2000
ROC	A	A	5018	1		3	4	2/17/2000	2/29/2000
ROC	A	A	5014	1		3	4	2/29/2000	2/29/2000
ROC	A	A	3018	1		3	4	2/29/2000	4/04/2000
ROC	A	A	1046	1	RHU	3	5	4/04/2000	4/06/2000
ROC	D	A	1012	2	RHU	5	5	4/06/2000	4/18/2000
ROC	G	B	HOLD					4/18/2000	4/18/2000
ROC			1012	1	RHU	5	5	4/18/2000	4/26/2000
ROC	G	B	3032	1		3	4	4/26/2000	5/03/2000
* ROC	A	A	1038	1		3	4	5/03/2000	5/04/2000
* ROC	A	A	1032	1		3	4	5/04/2000	5/23/2000
ROC	A	A	HOLD					5/23/2000	5/23/2000
ROC			1011	2	RHU	5	5	5/23/2000	6/13/2000
ROC	G	B	HOLD					6/13/2000	6/13/2000
ROC			1011	1	RHU	5	5	6/13/2000	6/28/2000
ROC	G	B	1037	1		3	4	6/28/2000	10/05/2000
* ROC	A	A	1039	1	RHU	3	5	10/05/2000	10/10/2000
ROC	D	A	1001	1	RHU	5	5	10/10/2000	11/03/2000
ROC	G	B	1042	1		3	4	11/03/2000	12/26/2000
ROC	A	A	1012	1	MHU	3	4	12/26/2000	12/27/2000
ROC	3	C	BUS					12/27/2000	12/27/2000
016	V1	04	HOLD					12/27/2000	12/27/2000
SMI			BUS					12/27/2000	12/27/2000
010	V1	02	HOLD					12/27/2000	12/27/2000
WAM			1005	1	ICU	2	4	12/27/2000	12/27/2000
WAM	C	2	1013	1	ICU	2	4	12/27/2000	1/11/2001
WAM	C		BUS					1/11/2001	1/11/2001
WAM	C2	01	HOLD					1/11/2001	1/11/2001
ROC			1002	1		3	4	1/11/2001	2/23/2001
ROC	A	A	1019	1		3	4	2/23/2001	3/15/2001
ROC	A	A	1036	1	RHU	3	5	3/15/2001	3/15/2001
ROC	D	AC	1010	2	RHU	5	5	3/15/2001	3/15/2001
ROC	G	B							3/19/2001

COMMONWEALTH

EXHIBIT

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49a

ROCKVIEW CONNECTIONS 314-355-6052

Jun 29 '01 12:13 P.03

UTER SERVICES

INMATE BED ASSIGNMENT SYSTEM

RUN: GR501RPT

OTE PRINT TIME 9:38

INMATE CELL HISTORY

DATE: 6/29/2001

INMATE NUMBER: BZ2761

PAGE: 2

INMATE NAME: MONTAGUE, TERRANCE

LOC	BLDG	SECT	CELL DORM	BED NUM	HOUS STAT	SEC LVL	CUST LVL	DATE IN	DATE OUT
ROC			HOLD					3/19/2001	4/02/2001
ROC	G	A	1017	1	RHU	5	5	4/02/2001	4/30/2001
ROC	B	A	1041	1		3	4	4/30/2001	CURRENT

45a

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

TERRANCE MONTAGUE,
Plaintiff

v.

ROBERT W. MEYERS, et al.,
Defendants

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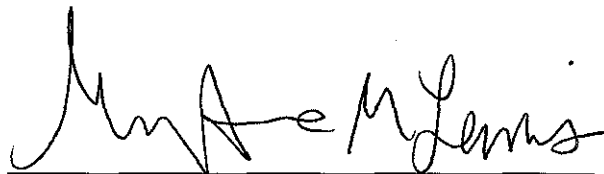
No. 1:CV-00-0895

:(Magistrate Judge Smyser)

CERTIFICATE OF SERVICE

I, **Maryanne M. Lewis**, Deputy Attorney General for the Commonwealth of Pennsylvania, Office of Attorney General, hereby certify that on this date, I caused to be served a true and correct copy of the foregoing document **Memorandum of Law in Opposition to Plaintiff's Petition for Writ of Habeas Corpus Ad Testificandum Nunc Pro Tunc**, by depositing a cop of the same in the United States mail, first-class postage prepaid to the following:

Terrance Montague, BZ-2761
SCI-Rockview
Box A
Bellefonte, PA 16823-0820



MARYANNE M. LEWIS
Deputy Attorney General

DATE: January 16, 2002